

AO 247 (02/08) Order Regarding Motion for Sentence Reduction

U.S. DISTRICT COURT  
WESTERN DISTRICT OF LOUISIANA  
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## UNITED STATES DISTRICT COURT

for the

Western District of Louisiana

United States of America )

v. )

Darnell Atkins )

Case No: 00-10026-01USM No: 10827-035Date of Previous Judgment: December 13, 2004 )Carol Whitehurst

(Use Date of Last Amended Judgment if Applicable) )

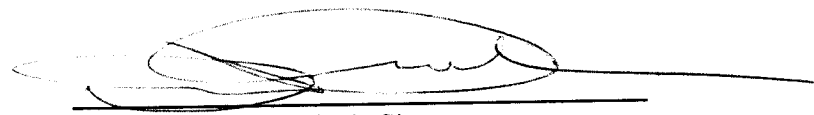
Defendant's Attorney

**Order Regarding Motion for Sentence Reduction Pursuant to 18 U.S.C. § 3582(c)(2)**

Upon motion of ☐ the defendant ☐ the Director of the Bureau of Prisons ☒ the court under 18 U.S.C. § 3582 (c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion,

**IT IS ORDERED** that the motion is:☒ DENIED.☐ GRANTED and the defendant's previously imposed sentence of imprisonment (as reflected in the last judgment issued) of \_\_\_\_\_ months is reduced to \_\_\_\_\_**I. COURT DETERMINATION OF GUIDELINE RANGE** (Prior to any Departures)Previous Offense Level: 34Amended Offense Level: 34Criminal History Category: VICriminal History Category: VIPrevious Guideline Range: 262 to 327 monthsAmended Guideline Range: 262 to 327 months**II. SENTENCE RELATIVE TO AMENDED GUIDELINE RANGE**

- ☐ The reduced sentence is within the amended guideline range.
- ☐ The previous term of imprisonment imposed was less than the guideline range applicable to the defendant at the time of sentencing as a result of a departure or Rule 35 reduction, and the reduced sentence is comparably less than the amended guideline range.
- ☐ Other (explain):

**III. ADDITIONAL COMMENTS:** Defendant previously received the benefit of both a 5K1.1 motion and Rule 35. No further reduction is appropriate.Except as provided above, all provisions of the Judgment dated December 13, 2004 shall remain in effect.**IT IS SO ORDERED.**Order Date: MARCH 5, 2008
  
 Judge's Signature
Effective Date: March 15, 2008  
(If different from order date)

Honorable Dee D. Drell, U. S. District Judge

COPY SENT:

DATE: 03/06/08BY: uhTO: USPO